

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 365 - SB 280

March 9, 2009

SUMMARY OF BILL: Transfers jurisdiction of the Tennessee Off-Highway Vehicle (OHV) Act from the Tennessee Wildlife Resources Agency (TWRA) to the Department Of Environment and Conservation (TDEC).

ESTIMATED FISCAL IMPACT:

**Increase State Expenditures – \$74,700/Recurring/
Wildlife Resources Fund**

**\$11,300/One-Time/
Wildlife Resources Fund**

Other Fiscal Impact – Shifts approximately \$365,000 in federal revenue earmarked to the state for the OHV program from TWRA to TDEC.

Assumptions:

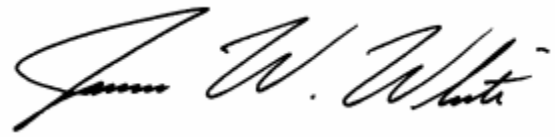
- TDEC will be able to perform the oversight activities required by the bill with the federal funds shifted from TWRA.
- TWRA currently maintains the Royal Blue OHV facility. This facility is located on TWRA property that will remain with TWRA upon passage of this bill.
- The bill does not remove responsibility for enforcement of the program from TWRA. As a result, TWRA will require an additional \$74,700 annually to continue to provide enforcement at the Royal Blue OHV area.
- The \$74,700 increase in recurring state expenditures is for the salary (\$49,800), benefits (\$16,900), and vehicle (\$8,000) cost for a manager at the Royal Blue OHV area.
- One-time costs of \$11,300 associated with the bill are for maintenance of trails on the TWRA property at the Royal Blue HOV facility. Currently, such maintenance is funded through the \$365,000 in federal funds to the state.

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- Any administrative cost to switching the program from TWRA to TDEC is estimated to be not significant.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

/cce